

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LOUIS GRAVES,

Plaintiff,

vs.

CAROLYN W. COLVIN,

Acting Commissioner of Social Security,

Defendant.

No. 15-CV-0205-FVS

ORDER ADOPTING REPORT AND
RECOMMENDATION TO GRANT
PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT AND
DENY DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT

ECF Nos. 13, 14, 18

BEFORE THE COURT is the Report and Recommendation issued by Magistrate Judge Mary K. Dimke on November 14, 2016, ECF No. 18, recommending Plaintiff's Motion for Summary Judgment, ECF No. 13, be granted, and Defendant's Motion for Summary Judgment, ECF No. 14, be denied. Defendant filed objections to the Report and Recommendation on November 17, 2016. ECF No. 19. Plaintiff responded to Defendant's objections on November 28, 2016. ECF No. 20.

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1 After reviewing the Report and Recommendation, the objections and the
2 response, and relevant authorities; the Court finds the Magistrate Judge's findings
3 are correct. Therefore, the Court adopts the Report and Recommendation in its
4 entirety. Accordingly, **IT IS ORDERED:**

5 1. Defendant's Objections to Magistrate Judge Dimke's Report and
6 Recommendation, **ECF No. 19**, are **OVERRULED**.

7 2. The Report and Recommendation, **ECF No. 18**, is **ADOPTED** in its
8 entirety.

9 3. Plaintiff's Motion for Summary Judgment, **ECF No. 13**, is
10 **GRANTED**.

11 4. Defendant's Motion for Summary Judgment, **ECF No. 14**, is
12 **DENIED**.

13 The District Court Executive is directed to file this Order and forward copies
14 to the parties. Judgment shall be entered for Plaintiff and the file shall be
15 **CLOSED**.

16 DATED December 14, 2016.

17 s/Fred Van Sickle
18 Fred Van Sickle
19 Senior United States District Judge
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